

**United States District Court
Northern District of New York**

Niccole Mattice,)	Case 5:21-cv-01136-GTS-TWD
<i>Plaintiff,</i>)	
)	Glenn T. Suddaby
vs.)	United States District Judge
)	
Kilolo Kijakazi,)	Thérèse Wiley Dancks
Acting Commissioner of)	United States Magistrate Judge
Social Security)	
<i>Defendant.</i>)	Stipulation – Document Filed Electronically

Parties' Stipulation for Remand

The parties stipulate that the Commissioner's final decision be reversed and that this action be remanded to the Commissioner for further administrative proceedings pursuant to the fourth sentence of 42 U.S.C. § 405(g). On remand, the ALJ will give provide Plaintiff the opportunity for a new hearing, re-evaluate her earnings at step one to determine if she engaged in substantial gainful activity and if not, complete the sequential evaluation process, and issue a new decision.

The parties consent to the entry of judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

Respectfully Submitted,

Kilolo Kijakazi,

By Her Attorneys

Carla B. Freedman,
United States Attorney

Niccole Mattice

By Her Attorney

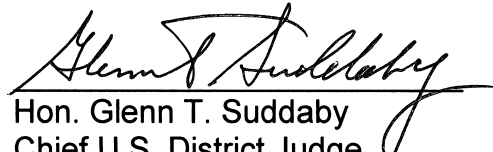
/s/ Lisa G. Smoller

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IT IS SO ORDERED:


Hon. Glenn T. Suddaby
Chief U.S. District Judge

Dated: 2/3/2022
Syracuse, NY

¹ Signed by Lisa Smoller with Howard Olinsky's permission.